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BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 89-64-E - ORDER NO. 89-109 ✓
FEBRUARY 1, 1989

IN RE: Berkeley Electric Cooperative,)	
)	
Complainant,)	
)	
vs.)	ORDER SETTING
)	ORAL ARGUMENTS
South Carolina Electric &)	
Gas Company,)	
)	
Respondent)	
)	


On January 27, 1989, Berkeley Electric Cooperative, Inc. (Berkeley) filed with the Public Service Commission of South Carolina (the Commission) a Petition for Rule to Show Cause requesting that this Commission direct South Carolina Electric & Gas Company (SCE&G) to show cause why it should not be required to immediately cease and desist from any negotiations to obtain service rights, rights-of-way, and/or easements, and/or from any construction of electrical facilities for the distribution of electricity and provision of electrical service into the areas located within territories that are, according to Berkeley, assigned by this Commission to Berkeley, whether or not annexed by any municipality in the area referred to in the Petition, specifically, Johns Island, County of Charleston, State of South Carolina, until the Commission, after hearing, rules on the merits

of this complaint. The Petition also requests that SCE&G pay a penalty for each day that it continues to be in violation of Commission Order No. 17,176, issued in Docket No. 17,010 on October 17, 1973, concerning the assignment of certain territory on Johns Island and to pay the attorneys' fees and costs incurred by Berkeley in bringing this action.


The Commission will hear oral arguments from counsel for Berkeley Electric Cooperative and South Carolina Electric & Gas Company on this Petition on February 15, 1989 at 10:30 a.m. in the Offices of the Commission.

IT IS SO ORDERED.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)